



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

APPLICANT: Ferdinand Kristen et al.  
SERIAL NO. 09/846,931  
FILED: May 1, 2001  
FOR: Percussion Electrical Hand-Held Tool  
EXAMINER: Gloria R. Weeks Group: 3721

**Mail Stop Appeal Brief - Patents**  
Commissioner for Patents  
P.O. Box 1450  
Alexandra, VA 22313-1450

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TECHNOLOGY CENTER P3700

**COMMUNICATION**

Sir:

In response to the Notice of Non-Compliance Amendment with 37 C.F.R. § 1.192(c) dated May 14, 2004, that points out that the Brief omits a statement that one or more claims do not stand and fall together with the claim they depend upon

and that claims contain dependence errors, applicants submit herewith a new brief, in triplicate, in which the deficiencies pointed out in the Notice are eliminated.

Respectfully submitted

Alexander Zinchuk

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Dated: May 27, 2004

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 27, 2004.

Alexander Zinchuk